

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 935

Introduced by Speaker Flood, 19; at the request of the Governor.

Read first time January 14, 2010

Committee: Appropriations

A BILL

1 FOR AN ACT relating to appropriations; to amend Laws 2009, LB 313,
2 section 17; Laws 2009, LB 315, section 76; Laws 2009,
3 First Special Session, LB 1, sections 15, 16, 17, 18,
4 20, 21, 22, 23, 27, 41, 87, 98, 104, 210, and 228; to
5 define terms; to appropriate funds; to change certain
6 appropriations; to provide for transfers; to repeal the
7 original sections; and to declare an emergency.
8 Be it enacted by the people of the State of Nebraska,

1 Section 1. DEFINITION OF APPROPRIATION PERIOD.

2 For purposes of this act and any other legislative
3 bill passed by the One Hundred First Legislature, Second Session,
4 which appropriates funds, FY2008-09 means the period July 1, 2008,
5 through June 30, 2009; FY2009-10 means the period July 1, 2009,
6 through June 30, 2010; FY2010-11 means the period July 1, 2010,
7 through June 30, 2011; FY2011-12 means the period July 1, 2011,
8 through June 30, 2012; and FY2012-13 means the period July 1, 2012,
9 through June 30, 2013.

10 Sec. 2. APPROPRIATION LANGUAGE.

11 There are hereby appropriated, for FY2009-10 and
12 FY2010-11, the sums set forth in this act to each agency for each
13 program from the respective funds for the general operations of
14 state government, postsecondary education, and state aid, except
15 as otherwise appropriated.

16 Sec. 3. REAPPROPRIATION OF BALANCE, FY2009-10 to
17 FY2010-11.

18 In addition to the appropriations set forth in this
19 act, there are hereby reappropriated all unexpended appropriation
20 balances existing on June 30, 2010, for FY2010-11 to the respective
21 agencies, programs, and funds listed in this act, except as
22 otherwise provided in this act.

23 Sec. 4. CERTIFIED ENCUMBRANCES.

24 All certified encumbrance amounts on June 30, 2010, not
25 otherwise reappropriated pursuant to section 3 of this act, are

1 hereby reappropriated for FY2010-11, which amounts shall be in
2 addition to the amounts shown in this act.

3 Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

4 The definitions contained in the Nebraska Accounting
5 System Manual, and any amendments thereto, on file with the Clerk
6 of the Legislature are hereby adopted by the Legislature as the
7 definitions for this act.

8 Sec. 6. DRAWING AND PAYING WARRANTS.

9 The Director of Administrative Services shall draw
10 warrants upon the proper fund in the state treasury for an amount
11 not to exceed the appropriations set forth in this act upon
12 presentation of proper documentation. The State Treasurer shall pay
13 the warrants out of the appropriate funds.

14 Sec. 7. AGENCY NO. 12 - STATE TREASURER

15 Program No. 12 - Salary - State Treasurer

	<u>FY2009-10</u>	<u>FY2010-11</u>
16		
17	<u>2,000</u>	<u>2,000</u>
18	<u>2,000</u>	<u>2,000</u>
19	<u>-0-</u>	<u>-0-</u>

20 Sec. 8. AGENCY NO. 12 - STATE TREASURER

21 Program No. 505 - Educational Savings Unit

	<u>FY2009-10</u>	<u>FY2010-11</u>
22		
23	<u>87,134</u>	<u>97,181</u>
24	<u>87,134</u>	<u>97,181</u>

1	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
2	Sec. 9. <u>AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION</u>		
3	<u>Program No. 25 - Education, Administration, and Support</u>		
4		<u>FY2009-10</u>	<u>FY2010-11</u>
5	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>296,687</u>
6	Sec. 10. <u>AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION</u>		
7	<u>Program No. 614 - Professional Practices Commission</u>		
8		<u>FY2009-10</u>	<u>FY2010-11</u>
9	<u>SALARY LIMIT</u>	<u>440</u>	<u>24,014</u>
10	Sec. 11. <u>AGENCY NO. 16 - DEPARTMENT OF REVENUE</u>		
11	<u>Program No. 108 - Homestead Exemption</u>		
12		<u>FY2009-10</u>	<u>FY2010-11</u>
13	<u>GENERAL FUND</u>	<u>3,609,000</u>	<u>-0-</u>
14	<u>PROGRAM TOTAL</u>	<u>3,609,000</u>	<u>-0-</u>
15	<u>There is included in the appropriation to this program</u>		
16	<u>for FY2009-10 \$3,609,000 General Funds for state aid, which shall</u>		
17	<u>only be used for such purpose.</u>		
18	Sec. 12. <u>AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN</u>		
19	<u>SERVICES</u>		
20	<u>Program No. 347 - Public Assistance</u>		
21		<u>FY2009-10</u>	<u>FY2010-11</u>
22	<u>GENERAL FUND</u>	<u>1,160,000</u>	<u>1,160,000</u>
23	<u>FEDERAL FUND est.</u>	<u>1,740,000</u>	<u>1,740,000</u>

1 PROGRAM TOTAL 2,900,000 2,900,000

2 There is included in the appropriation to this program
 3 for FY2009-10 \$1,160,000 General Funds and \$1,740,000 Federal
 4 Funds estimate for state aid, which shall only be used for such
 5 purpose. There is included in the appropriation to this program
 6 for FY2010-11 \$1,160,000 General Funds and \$1,740,000 Federal Funds
 7 estimate for state aid, which shall only be used for such purpose.

8 Sec. 13. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 9 SERVICES

10 Program No. 926 - Grand Island Veterans' Home Program
 11 Statement

	<u>FY2009-10</u>	<u>FY2010-11</u>
12 <u>GENERAL FUND</u>	<u>-0-</u>	<u>150,000</u>
14 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>150,000</u>

15 There is included in the appropriation to this program
 16 for FY2010-11 \$150,000 General Funds to develop a program statement
 17 for the potential replacement of the Grand Island Veterans' Home.

18 Sec. 14. AGENCY NO. 85 - PUBLIC EMPLOYEES RETIREMENT
 19 BOARD

20 Program No. 515 - Public Employees Retirement

	<u>FY2009-10</u>	<u>FY2010-11</u>
22 <u>GENERAL FUND</u>	<u>-0-</u>	<u>48,674</u>
23 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>48,674</u>

24 Sec. 15. Laws 2009, LB 313, section 17, is amended to

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1 read:

2 Sec. 17. AGENCY NO. 15 - BOARD OF PARDONS AND BOARD OF
3 PAROLE

4 Program No. 320 - Board of Parole Salaries

	FY2009-10	FY2010-11
5 GENERAL FUND	482,260	497,925
6 PROGRAM TOTAL	482,260	497,925
7 SALARY LIMIT	360,351	369,352
8 <u>SALARY LIMIT</u>	<u>361,390</u>	<u>369,352</u>

10 Sec. 16. Laws 2009, LB 315, section 76, is amended to
11 read:

12 Sec. 76. AGENCY NO. 17 - DEPARTMENT OF AERONAUTICS

13 Total expenditures by the Department of Aeronautics for
14 permanent and temporary salaries and per diems shall not exceed
15 ~~\$1,356,523~~ \$1,384,579 for FY2009-10. Total expenditures by the
16 Department of Aeronautics for permanent and temporary salaries and
17 per diems shall not exceed ~~\$1,390,397~~ \$1,396,512 for FY2010-11.

18 Sec. 17. Laws 2009, First Special Session, LB 1, section
19 15, is amended to read:

20 Sec. 15. AGENCY NO. 3 - LEGISLATIVE COUNCIL

21 Program No. 122 - Legislative Services

	FY2009-10	FY2010-11
22 GENERAL FUND	8,141,163	8,376,992
23 CASH FUND	209,678	209,174
24 FEDERAL FUND est.	39,270	39,270

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1	PROGRAM TOTAL	8,390,111	8,625,436
2	SALARY LIMIT	6,072,714	6,222,174

3 There is included in the appropriation to this program
4 for FY2009-10 \$100,000 Cash Funds and for FY2010-11 \$100,000 Cash
5 Funds from the Nebraska Health Care Cash Fund for the purpose
6 of ongoing health-related research and public policy development
7 by the Health and Human Services Committee of the Legislature.
8 Such funds may be used for, but shall not be limited to,
9 hiring temporary legal research assistance, consulting and research
10 contracts, reimbursement for necessary and appropriate expenses
11 incurred in connection with such research and policy development,
12 and actual and necessary travel reimbursement for task forces and
13 committees established to conduct health policy work.

14 The unexpended General Fund appropriation balance
15 existing on June 30, 2009, less ~~\$32,475,~~ \$444,927, is hereby
16 reappropriated.

17 The unexpended Cash Fund appropriation balance existing
18 on June 30, 2009, less \$206,692, is hereby reappropriated.

19 Sec. 18. Laws 2009, First Special Session, LB 1, section
20 16, is amended to read:

21 Sec. 16. AGENCY NO. 3 - LEGISLATIVE COUNCIL

22 Program No. 123 - Clerk of the Legislature

23		FY2009-10	FY2010-11
24	GENERAL FUND	2,961,781	3,127,314

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1	CASH FUND	47,563	46,344
2	PROGRAM TOTAL	3,009,344	3,173,658
3	SALARY LIMIT	2,458,494	2,621,041

4 The unexpended General Fund appropriation balance
5 existing on June 30, 2009, less ~~\$25,915,~~ \$454,231, is hereby
6 reappropriated.

7 The unexpended Cash Fund appropriation balance existing
8 on June 30, 2009, less \$10,277, is hereby reappropriated.

9 Sec. 19. Laws 2009, First Special Session, LB 1, section
10 17, is amended to read:

11 Sec. 17. AGENCY NO. 3 - LEGISLATIVE COUNCIL

12 Program No. 126 - Legislative Research

13		FY2009-10	FY2010-11
14	GENERAL FUND	943,252	956,361
15	PROGRAM TOTAL	943,252	956,361
16	SALARY LIMIT	698,589	715,789

17 The unexpended General Fund appropriation balance
18 existing on June 30, 2009, less ~~\$2,767,~~ \$23,100, is hereby
19 reappropriated.

20 Sec. 20. Laws 2009, First Special Session, LB 1, section
21 18, is amended to read:

22 Sec. 18. AGENCY NO. 3 - LEGISLATIVE COUNCIL

23 Program No. 127 - Revisor of Statutes

24		FY2009-10	FY2010-11
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1	GENERAL FUND	1,450,330	1,451,637
2	PROGRAM TOTAL	1,450,330	1,451,637
3	SALARY LIMIT	954,606	978,227

4 The unexpended General Fund appropriation balance
5 existing on June 30, 2009, less ~~\$7,260,~~ \$127,243, is hereby
6 reappropriated.

7 Sec. 21. Laws 2009, First Special Session, LB 1, section
8 20, is amended to read:

9 Sec. 20. AGENCY NO. 3 - LEGISLATIVE COUNCIL
10 Program No. 501 - Intergovernmental Cooperation

	FY2009-10	FY2010-11	
11			
12	GENERAL FUND	435,845	424,670
13	PROGRAM TOTAL	435,845	424,670
14	SALARY LIMIT	-0-	-0-

15 The unexpended General Fund appropriation balance
16 existing on June 30, 2009, less ~~\$2,249,~~ \$42,943, is hereby
17 reappropriated.

18 Sec. 22. Laws 2009, First Special Session, LB 1, section
19 21, is amended to read:

20 Sec. 21. AGENCY NO. 3 - LEGISLATIVE COUNCIL
21 Program No. 504 - Office of Public Counsel

	FY2009-10	FY2010-11	
22			
23	GENERAL FUND	997,918	1,004,047
24	PROGRAM TOTAL	997,918	1,004,047

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1 SALARY LIMIT 831,045 850,742

2 The unexpended General Fund appropriation balance
3 existing on June 30, 2009, less ~~\$3,543~~ \$39,195, is hereby
4 reappropriated.

5 Sec. 23. Laws 2009, First Special Session, LB 1, section
6 22, is amended to read:

7 Sec. 22. AGENCY NO. 3 - LEGISLATIVE COUNCIL
8 Program No. 638 - Fiscal and Program Analysis

	FY2009-10	FY2010-11
9		
10 GENERAL FUND	1,437,756	1,440,412
11 PROGRAM TOTAL	1,437,756	1,440,412
12 SALARY LIMIT	1,124,887	1,151,849

13 The unexpended General Fund appropriation balance
14 existing on June 30, 2009, less ~~\$859~~ \$11,931, is hereby
15 reappropriated.

16 Sec. 24. Laws 2009, First Special Session, LB 1, section
17 23, is amended to read:

18 Sec. 23. AGENCY NO. 5 - SUPREME COURT
19 Program No. 52 - Operations

	FY2009-10	FY2010-11
20		
21 GENERAL FUND	27,641,479	28,339,749
22 <u>GENERAL FUND</u>	<u>27,641,479</u>	<u>27,894,840</u>
23 CASH FUND est.	2,590,551	2,631,722
24 FEDERAL FUND est.	528,589	546,564

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1	<u>PROGRAM TOTAL</u>	<u>30,760,619</u>	<u>31,518,035</u>
2	<u>SALARY LIMIT</u>	<u>19,225,973</u>	<u>19,762,870</u>
3	<u>PROGRAM TOTAL</u>	<u>30,760,619</u>	<u>31,073,126</u>
4	<u>SALARY LIMIT</u>	<u>19,225,973</u>	<u>19,324,319</u>

5 The Department of Administrative Services shall monitor
6 the appropriations and expenditures for this program according to
7 the following program classifications:

8 No. 34 - Court Administration

9 No. 40 - State Law Library

10 No. 396 - County Court System

11 No. 399 - District Court Reporters

12 No. 405 - Court of Appeals

13 The budget division of the Department of Administrative
14 Services is hereby authorized to administratively transfer General
15 Fund appropriations between Programs 52, 67, and 435 within Agency
16 5, upon written certification by the State Court Administrator
17 or State Probation Administrator that excess appropriations are
18 available and are necessary to adjust for program shortfalls in
19 Agency 5, Programs 52, 67, and 435. The Salary Limit for Agency 5,
20 Programs 52, 67, and 435, may be administratively increased for any
21 transfers made pursuant to this section.

22 There is included in the appropriation to this program
23 for FY2009-10 \$65,336 General Funds and for FY2010-11 \$131,980
24 General Funds for a salary increase for county court employees
25 in Budget Program 396 of the Supreme Court, which shall only be

1 used for such purpose except as otherwise directed by the Supreme
2 Court. Total expenditures for permanent and temporary salaries and
3 per diems from funds appropriated for this salary increase shall
4 not exceed \$56,995 for FY2009-10 or \$115,131 for FY2010-11. The
5 appropriation made pursuant to this provision is in addition to any
6 appropriated salary increase for county court employees effective
7 on July 1, 2009, and July 1, 2010.

8 There is included in the appropriation to this program
9 for FY2009-10 \$270,000 Cash Funds for dispute resolution state
10 aid, which shall only be used for such purpose except as
11 otherwise directed by the Supreme Court. There is included in
12 the appropriation to this program for FY2010-11 \$270,000 Cash Funds
13 for dispute resolution state aid, which shall only be used for such
14 purpose except as otherwise directed by the Supreme Court.

15 ~~There is included in the appropriation to this program~~
16 ~~for FY2009-10 \$290,000 Cash Funds for civil legal services state~~
17 ~~aid, which shall only be used for such purpose. There is included~~
18 ~~in the appropriation to this program for FY2010-11 \$290,000 Cash~~
19 ~~Funds for civil legal services state aid, which shall only be used~~
20 ~~for such purpose.~~

21 There is included in the appropriation to this program
22 for FY2009-10 \$450,000 Cash Funds for parenting plan mediation for
23 indigent and lower-income persons involved in Parenting Act cases,
24 as state aid, which shall only be used for such purpose except
25 as otherwise directed by the Supreme Court. There is included in

1 the appropriation to this program for FY2010-11 \$450,000 Cash Funds
 2 for parenting plan mediation for indigent and lower-income persons
 3 involved in Parenting Act cases, as state aid, which shall only be
 4 used for such purpose except as otherwise directed by the Supreme
 5 Court.

6 Cash Fund expenditures for this program shall not be
 7 limited to the amounts shown.

8 Sec. 25. Laws 2009, First Special Session, LB 1, section
 9 27, is amended to read:

10 Sec. 27. AGENCY NO. 5 - SUPREME COURT

11 Program No. 570 - Court Automation

	FY2009-10	FY2010-11
12 CASH FUND est.	3,207,748	3,230,033
13 FEDERAL FUND est.	423,559	426,772
14 PROGRAM TOTAL	3,631,307	3,656,805
15 SALARY LIMIT	535,388	548,758

16
 17 There is included in the appropriation to this program
 18 for FY2009-10 a retainer fee of up to \$1,114,702 Cash Funds and
 19 for FY2010-11 a retainer fee of up to \$1,114,702 Cash Funds which
 20 shall be billed and paid in equal monthly installments to the
 21 Intergovernmental Data Services Program Revolving Fund for county
 22 automation expenses in lieu of standard central processing unit
 23 charges, which shall only be used for such purpose except as
 24 otherwise directed by the Supreme Court. These retainer fee amounts
 25 shall not include pass-through charges for leased computers and

1 printers, software maintenance costs, or county data conversion or
 2 interface costs. The annual retainer fee for both FY2009-10 and
 3 FY2010-11 shall be paid prior to the end of each respective fiscal
 4 year.

5 There is included in the appropriation to this program
 6 for FY2009-10 \$617,568 Cash Funds and for FY2010-11 \$617,568 Cash
 7 Funds, which, except as otherwise directed by the Supreme Court,
 8 shall only be used to pay annual data processing computer leasing
 9 charges for 919 users of the JUSTICE System, including 137 state
 10 judges.

11 Cash Fund expenditures for this program shall not be
 12 limited to the amounts shown.

13 Sec. 26. Laws 2009, First Special Session, LB 1, section
 14 41, is amended to read:

15 Sec. 41. AGENCY NO. 12 - STATE TREASURER

16 Program No. 24 - State Disbursement Unit

	FY2009-10	FY2010-11
17		
18	1,337,730	1,328,245
19	<u>1,335,730</u>	<u>1,326,245</u>
20	48,750	47,500
21	2,083,263	2,127,597
22	3,469,743	3,503,342
23	<u>3,467,743</u>	<u>3,501,342</u>
24	1,400,335	1,378,013

25 The unexpended Cash Fund appropriation balance existing

1 on June 30, 2009, less \$50,000, is hereby reappropriated.

2 Sec. 27. Laws 2009, First Special Session, LB 1, section
3 87, is amended to read:

4 Sec. 87. AGENCY NO. 24 - DEPARTMENT OF MOTOR VEHICLES

5 Program No. 70 - Enforcement of Standards - Motor
6 Vehicles/Motor Vehicle Drivers

	FY2009-10	FY2010-11
7 CASH FUND	18,926,656	17,626,593
8 PROGRAM TOTAL	18,926,656	17,626,593
9 SALARY LIMIT	7,518,702	7,718,804

11 There is included in the appropriation to this program
12 for FY2009-10 a retainer fee of up to \$465,292 Cash Funds and
13 for FY2010-11 a retainer fee of up to \$465,292 Cash Funds which
14 shall be billed and paid in equal monthly installments to the
15 Intergovernmental Data Services Program Revolving Fund for county
16 automation expenses in lieu of standard central processing unit
17 charges, which shall only be used for such purpose. These retainer
18 fee amounts shall not include pass-through charges for leased
19 computers and printers, software maintenance costs, or county data
20 conversion or interface costs. The annual retainer fee for both
21 FY2009-10 and FY2010-11 shall be paid prior to the end of each
22 respective fiscal year.

23 The unexpended Cash Fund appropriation balance existing
24 on June 30, 2009, less \$2,027,930, is hereby reappropriated.

25 Sec. 28. Laws 2009, First Special Session, LB 1, section

1 98, is amended to read:

2 Sec. 98. AGENCY NO. 25 — DEPARTMENT OF HEALTH AND HUMAN
3 SERVICES

4 Program No. 348 - Medical Assistance

	FY2009-10	FY2010-11
6 GENERAL FUND	445,310,728	507,719,159
7 <u>GENERAL FUND</u>	<u>444,150,728</u>	<u>506,559,159</u>
8 CASH FUND	23,144,586	23,144,586
9 FEDERAL FUND est.	1,134,179,079	1,110,855,790
10 <u>FEDERAL FUND est.</u>	<u>1,132,439,079</u>	<u>1,109,115,790</u>
11 PROGRAM TOTAL	1,602,634,393	1,641,719,535
12 <u>PROGRAM TOTAL</u>	<u>1,599,734,393</u>	<u>1,638,819,535</u>

13 There is included in the appropriation to this program
14 for FY2009-10 ~~\$445,310,728~~ \$444,150,728 General Funds, \$23,144,586
15 Cash Funds, and ~~\$1,134,179,079~~ \$1,132,439,079 Federal Funds
16 estimate for state aid, which shall only be used for such purpose.

17 There is included in the appropriation to this program for
18 FY2010-11 ~~\$507,719,159~~ \$506,559,159 General Funds, \$23,144,586 Cash
19 Funds, and ~~\$1,110,855,790~~ \$1,109,115,790 Federal Funds estimate for
20 state aid, which shall only be used for such purpose.

21 There is included in the appropriation to this program
22 for FY2009-10 \$4,765,896 Cash Funds for state aid for the
23 continuation of the behavioral health provider rate increase
24 and behavioral health provider rate increase for managed care,
25 inpatient services, and residential treatment services provided

1 with funds from the Nebraska Health Care Cash Fund. There
2 is included in the appropriation to this program for FY2010-11
3 \$4,765,896 Cash Funds for state aid for the continuation of the
4 behavioral health provider rate increase and behavioral health
5 provider rate increase for managed care, inpatient services,
6 and residential treatment services provided with funds from the
7 Nebraska Health Care Cash Fund.

8 There is included in the appropriation to this program
9 for FY2009-10 \$450,000 Cash Funds from the Nebraska Health Care
10 Cash Fund and \$893,684 Federal Funds estimate for a state plan
11 amendment covering tobacco-use cessation in compliance with Title
12 XIX of the federal Social Security Act. There is included in the
13 appropriation to this program for FY2010-11 \$450,000 Cash Funds
14 from the Nebraska Health Care Cash Fund and \$788,304 Federal Funds
15 estimate for a state plan amendment covering tobacco-use cessation
16 in compliance with Title XIX of the federal Social Security Act.
17 The smoking cessation funding for FY2009-10 and FY2010-11 is for
18 the costs of tobacco-use cessation counseling and tobacco-use
19 cessation pharmaceuticals approved by the federal Food and Drug
20 Administration for such purpose.

21 It is the intent of the Legislature that phased-down
22 state contributions to the federal government as defined and
23 required by the Medicare Prescription Drug, Improvement, and
24 Modernization Act of 2003 may be made from appropriations to
25 this program.

1 There is included in the Federal Fund estimate
 2 \$97,376,177 for FY2009-10 and \$63,082,483 for FY2010-11, to be
 3 received as authorized by ARRA, for Title 5, Federal Medicaid
 4 Assistance Participation rate (FMAP).

5 There is included in the Federal Fund estimate
 6 \$31,000,000 for FY2009-10 to be received as authorized by ARRA, for
 7 Title 5, Federal Medicaid Assistance Participation rate First Tier
 8 Unemployment Factor.

9 The unexpended General Fund appropriation balance
 10 existing on June 30, 2009, less \$23,400,000, is hereby
 11 reappropriated.

12 The unexpended Cash Fund appropriation balance existing
 13 on June 30, 2009, less \$1,997,150, is hereby reappropriated.

14 Sec. 29. Laws 2009, First Special Session, LB 1, section
 15 104, is amended to read:

16 Sec. 104. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 17 SERVICES

18 Program No. 519 - Nebraska Veterans' Homes

	FY2009-10	FY2010-11
19		
20	26,561,231	27,995,258
21	15,518,482	15,518,482
22	<u>26,561,231</u>	<u>27,845,258</u>
23	<u>15,518,482</u>	<u>15,668,482</u>
24	FEDERAL FUND est. 11,824,698	11,824,698
25	PROGRAM TOTAL 53,904,411	55,338,438

1 SALARY LIMIT 28,542,488 29,066,728

2 The Department of Administrative Services shall monitor
 3 the appropriations and expenditures for this program according to
 4 the following program classifications:

- 5 No. 510 - Veterans' Home System Administration
- 6 No. 519 - Grand Island Veterans' Home
- 7 No. 520 - Norfolk Veterans' Home
- 8 No. 521 - Western Nebraska Veterans' Home
- 9 No. 522 - Eastern Nebraska Veterans' Home

10 The unexpended Cash Fund appropriation balance existing
 11 on June 30, 2009, less \$1,812,526, is hereby reappropriated.

12 Sec. 30. Laws 2009, First Special Session, LB 1, section
 13 210, is amended to read:

14 Sec. 210. AGENCY NO. 78 - NEBRASKA COMMISSION ON LAW
 15 ENFORCEMENT AND CRIMINAL JUSTICE

16 Program No. 210 - State Agency Byrne Grants

	FY2009-10	FY2010-11
17 CASH FUND	432,234	421,151
18 FEDERAL FUND est.	1,329,951	1,329,951
19 PROGRAM TOTAL	1,762,185	1,751,102
20 SALARY LIMIT	-0-	-0-

22 The unexpended Cash Fund appropriation balance existing
 23 on June 30, 2009, less \$130,317, is hereby reappropriated.

24 The budget division of the Department of Administrative

1 Services shall create a separate budget program within each agency
2 receiving funds from the appropriation to this program to properly
3 account for such funds. The expenditure limitation for permanent
4 and temporary salaries and per diems may be increased within these
5 administratively created programs to allow for the expenditure of
6 personal services.

7 At the direction of the budget administrator of the
8 budget division of the Department of Administrative Services,
9 any funds appropriated to this program shall be administratively
10 transferred to the appropriate state agencies that have been
11 awarded federal Byrne Act grants by the Nebraska Commission on
12 Law Enforcement and Criminal Justice. The Nebraska Commission on
13 Law Enforcement and Criminal Justice shall certify to the budget
14 division of the Department of Administrative Services the federal
15 fund appropriations to be transferred pursuant to this section.

16 The budget division of the Department of Administrative
17 Services shall determine the appropriate twenty-five-percent state
18 matching requirement for state agencies awarded federal Byrne Act
19 grants by the Nebraska Commission on Law Enforcement and Criminal
20 Justice. The budget division of the Department of Administrative
21 Services shall determine the required allocation of Byrne state
22 matching funds and shall administratively transfer any available
23 Cash Fund appropriations made to this program, and if necessary,
24 existing General Fund appropriations made to state agency grant
25 recipients to the respective administratively created programs to

1 meet the state matching requirement. The General Fund and Cash Fund
 2 appropriations transferred shall only be used to meet the state
 3 matching requirement for state agencies.

4 Sec. 31. Laws 2009, First Special Session, LB 1, section
 5 228, is amended to read:

6 Sec. 228. FUND TRANSFERS

7 The State Treasurer shall, on or before June 30 in each
 8 fiscal year on such dates as directed by the budget administrator
 9 of the budget division of the Department of Administrative
 10 Services, transfer the amounts shown in this section to the
 11 General Fund from the specified cash funds:

12	AG#	Fund Name	FY2009-10	FY2010-11
13	3	Clerk of the Legislature Cash Fund	1,220	2,439
14	3	Nebraska Legislative Shared		
15		Information System Cash Fund	10,505	11,009
16	5	Supreme Court Automation Cash Fund	-0-	201,502
17	5	Probation Program Cash Fund	-0-	479,572
18	9	Administration Cash Fund	3,890	7,977
19	9	Corporation Cash Fund	16,055	32,762
20	9	Records Management Cash Fund	71,543	118,154
21	9	Uniform Commercial Code Cash Fund	28,706	58,366
22	9	Nebraska Collection Agency Fund	2,023	4,156
23	11	State Settlement Cash Fund	26,587	53,896
24	12	Unclaimed Property Cash Fund	16,060	32,866
25	12	Treasury Management Cash Fund	16,711	34,177

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1	12 Educational Savings Plan		
2	Administrative Fund	1,262,619	25,636
3	13 Professional Practices Commission Fund	3,773	6,485
4	13 State Department of Education		
5	Cash Fund	47,605	97,468
6	14 Municipal Rate Negotiations		
7	Revolving Loan Fund	43,253	87,175
8	14 Nebraska Competitive Telephone		
9	Marketplace Fund	225	100
10	14 Nebraska Telecommunications		
11	Relay System Fund	39,931	80,016
12	14 Enhanced Wireless 911 Fund	3,400,000	0
13	14 Grain Warehouse Auditing Fund	725	1,590
14	14 Nebraska Grain Warehouse		
15	Surveillance Cash Fund	242	530
16	14 Nebraska Internet Enhancement Fund	1,819	3,663
17	16 Charitable Gaming Operations Fund	556,734	116,817
18	16 Motor Fuel Tax Enforcement		
19	and Collection Cash Fund	905,300	94,700
20	16 Petroleum Release Remedial		
21	Action Collection Fund	3,748	7,800
22	16 Department of Revenue		
23	Miscellaneous Receipts Fund	1,717	3,453
24	16 Department of Revenue Property		
25	Assessment Division Cash Fund	1,250,000	1,000,000

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1	16 Marijuana and Controlled Substances		
2	Tax Administration Cash Fund	578	1,162
3	16 Department of Revenue Enforcement Fund	27,919	56,151
4	16 Waste Reduction and Recycling		
5	Incentive Fees Collection Fund	1,328	2,671
6	16 Severance Tax Administration Fund	100,000	0
7	16 Nebraska Incentives Fund	7,748	15,583
8	16 Tobacco Products Administration		
9	Cash Fund	500,000	500,000
10	16 State Athletic Commissioner's		
11	Cash Fund	300,000	0
12	17 Department of Aeronautics Cash Fund	87,127	154,510
13	18 Buffer Strip Incentive Fund	150,000	48,002
14	18 Commercial Feed Administration		
15	Cash Fund	650,000	0
16	18 Weed Book Cash Fund	19,999	19,997
17	18 Nebraska Seed Administrative Cash Fund	20,001	20,001
18	18 Pure Food Cash Fund	0	29,998
19	18 Weights and Measures		
20	Administrative Fund	20,027	19,997
21	19 Securities Act Cash Fund	4,036,041	5,072,121
22	<u>19 Securities Act Cash Fund</u>	<u>5,061,041</u>	<u>6,097,121</u>
23	21 Nebraska Natural Gas		
24	Pipeline Safety Cash Fund	200,000	0
25	21 State Fire Marshal Cash Fund	140,429	84,009

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1	21 Training Division Cash Fund	566	1,135
2	21 Underground Storage Tank Fund	100,000	0
3	22 Department of Insurance Cash Fund	3,000,000	3,000,000
4	24 Motorcycle Safety Education Fund	4,583	9,650
5	24 Department of Motor Vehicles Cash Fund	1,174,344	328,407
6	25 Professional and Occupational		
7	Credentialing Cash Fund	126,959	258,672
8	25 Rural Health Professional		
9	Incentive Fund	38,600	77,201
10	25 Tobacco Prevention and Control		
11	Cash Fund	75,150	650,300
12	25 Health and Human Services Cash Fund	3,419,720	2,559,140
13	27 State Recreation Road Fund	378,306	1,064,006
14	29 Small Watersheds Flood Control Fund	12,500	25,000
15	29 Nebraska Soil and Water		
16	Conservation Fund	10,125	20,250
17	29 Nebraska Resources Development Fund	1,250	2,500
18	29 Natural Resources Water Quality Fund	31,250	62,500
19	29 Water Well Decommissioning Fund	6,021	12,042
20	29 Department of Natural Resources		
21	Cash Fund	12,456	24,913
22	29 Water Resources Cash Fund	75,000	150,000
23	30 Electrical Division Fund	160,430	203,396
24	31 Military Department Cash Fund	11,415	22,829
25	32 Surveyors' Cash Fund	90	176

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1	32 Survey Record Repository Fund	500	975
2	33 Nebraska Outdoor Recreation		
3	Development Cash Fund	378,307	1,064,007
4	33 Nebraska Snowmobile Trail Cash Fund	250,000	0
5	33 Niobrara Council Fund	25	50
6	35 Nebraska Liquor Control Commission		
7	Rule and Regulation Cash Fund	1,861	3,722
8	37 Compensation Court Cash Fund	1,000,000	1,000,000
9	40 Nebraska Motor Vehicle Industry		
10	Licensing Fund	17,477	35,988
11	41 State Real Estate Commission's Fund	27,887	57,449
12	45 Board of Barber Examiners Fund	17,261	7,739
13	46 Department of Correctional Services		
14	Facility Cash Fund	2,388	4,775
15	47 State Educational		
16	Telecommunications Fund	6,388	12,777
17	48 Coordinating Commission for		
18	Postsecondary Education Cash Fund	251	502
19	53 Real Property Appraiser Fund	35,441	14,559
20	54 Historical Society Fund	43,425	92,400
21	57 Oil and Gas Conservation Fund	19,719	39,503
22	58 Engineers and Architects		
23	Regulation Fund	169,464	39,745
24	59 Geologists Regulation Fund	812	1,650
25	62 Land Surveyor Examiner's Fund	747	1,494

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1	63 Certified Public Accountants Fund	78,310	21,690
2	64 Carrier Enforcement Cash Fund	446,890	459,035
3	64 Nebraska State Patrol Drug Control and		
4	Education Cash Fund	36,500	74,450
5	65 Communications Cash Fund	115,307	229,771
6	65 Vacant Building and Excess Land		
7	Cash Fund	6,038	12,075
8	65 State Building Renewal Assessment Fund	12,007	23,958
9	65 Resource Recovery Fund	1,677	3,353
10	65 Capitol Restoration Cash Fund	931	1,863
11	66 Abstracters Board of Examiners		
12	Cash Fund	1,151	2,368
13	71 State Energy Office Cash Fund	10,655	20,307
14	71 School Weatherization Fund	756	1,510
15	72 Local Civic, Cultural, and Convention		
16	Center Financing Fund	16,250	32,500
17	72 Job Training Cash Fund	5,000,340	680
18	72 Administrative Cash Fund	6,112	12,242
19	72 Nebraska Agricultural Products		
20	Research Fund	375	750
21	72 Affordable Housing Trust Fund	340	680
22	73 State Board of Landscape		
23	Architects Cash Fund	572	1,143
24	74 Nebraska Power Review Fund	10,052	20,583
25	78 Community Corrections Uniform Data		

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1	Analysis Cash Fund	12,914	21,364
2	78 Nebraska Law Enforcement Training		
3	Center Cash Fund	16,039	32,456
4	78 Law Enforcement Improvement Fund	12,051	24,145
5	81 Commission for the Blind and		
6	Visually Impaired Cash Fund	1,461	4,531
7	82 Commission for the Deaf and		
8	Hard of Hearing Fund	148	672
9	84 Chemigation Costs Fund	150,000	0
10	84 Livestock Waste Management Cash Fund	200,000	100,000
11	84 Waste Reduction and Recycling		
12	Incentive Fund	1,608,863	1,517,501
13	84 Superfund Cost Share Cash Fund	64,686	0
14	87 Nebraska Accountability and		
15	Disclosure Commission Cash Fund	4,095	8,423
16	87 Campaign Finance Limitation Cash Fund	21,588	48,495
17	93 Tax Equalization and Review		
18	Commission Cash Fund	77,500	5,000
19	94 Commission on Public Advocacy		
20	Operations Cash Fund	258,374	288,247

21 Sec. 32. Original Laws 2009, LB 313, section 17; Laws
22 2009, LB 315, section 76; Laws 2009, First Special Session, LB 1,
23 sections 15, 16, 17, 18, 20, 21, 22, 23, 27, 41, 87, 98, 104, 210,
24 and 228, are repealed.

1 Sec. 33. Since an emergency exists, this act takes effect

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2 when passed and approved according to law.